## IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE

In re:

Chapter 11

WOODBRIDGE GROUP OF COMPANIES, LLC,

Case No. 17-12560 (JKS)

 $et al.,^1$ 

Remaining Debtors.

(Jointly Administered)

MICHAEL GOLDBERG, in his capacity as Liquidating Trustee of the WOODBRIDGE LIQUIDATION TRUST,

Adversary Proceeding No. 22-50516 (JKS)

Plaintiff,

VS.

ANDREW R. VARA, in his capacity as the United States Trustee for Region 3; RAMONA D. ELLIOTT, in her capacity as Acting Director of the United States Trustee Program; and the UNITED STATES TRUSTEE PROGRAM

Defendants.

#### SUMMONS AND NOTICE OF PRETRIAL CONFERENCE IN AN ADVERSARY PROCEEDING

YOU ARE SUMMONED and required to file a motion or answer to the complaint which is attached to this summons with the clerk of the bankruptcy court within 30 days after the date of issuance of this summons, except that the United States and its offices and agencies shall file a motion or answer to the complaint within 35 days.

Address of Clerk: United States Bankruptcy Court
824 Market Street, 3rd Floor
Wilmington, DE 19801

At the same time, you must also serve a copy of the motion or answer upon the plaintiffs' attorney. Name and Address of Plaintiffs' Attorneys:

PACHULSKI STANG ZIEHL & JONES LLP Bradford J. Sandler (DE Bar No. 4142) Jason S. Pomerantz (CA Bar No. 157216)

Colin R. Robinson (DE Bar No. 5524) 919 North Market Street, 17th Floor

P.O. Box 8705

Wilmington, DE 19899-8705 (Courier 19801)

Telephone: (302) 652-4100 Facsimile: (302) 652-4400 Email: bsandler@pszjlaw.com jpomerantz@pszjlaw.com crobinson@pszjlaw.com Los Angeles, CA 90067 Telephone: (310) 407-4000 Facsimile: (310) 407-9090 Email: mtuchin@ktbslaw.com

Michael L. Tuchin (admitted *pro hac vice*)

Ariella T. Simonds (pro hac vice pending)

David A. Fidler (admitted pro hac vice)

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KTBS Law LLP

<sup>&</sup>lt;sup>1</sup> On February 25, 2019, the Court entered an order closing the Bankruptcy Cases of all Debtors except Woodbridge Group of Companies, LLC and Woodbridge Mortgage Investment Fund 1, LLC (together, the "Remaining Debtors"). The Remaining Debtors' Bankruptcy Cases are being jointly administered under Case No. 17-12560 (KJC). The Remaining Debtors and the last four digits of their respective federal tax identification numbers are as follows: Woodbridge Group of Companies, LLC (3603) and Woodbridge Mortgage Investment Fund 1, LLC (0172). The Remaining Debtors' mailing address is 14140 Ventura Boulevard, #302, Sherman Oaks, California 91423.

If you make a motion, your time to answer is governed by Fed. R. Bankr. P. 7012.

YOU ARE NOTIFIED that a pretrial conference of the proceeding commenced by the filing of the complaint will be held at the following time and place.



Address: United States Bankruptcy Court Courtroom No. 6

824 Market Street, 5th Floor

Wilmington, DE 19801 Date and Time: To be determined.

IF YOU FAIL TO RESPOND TO THIS SUMMONS, YOUR FAILURE WILL BE DEEMED TO BE YOUR CONSENT TO ENTRY OF A JUDGMENT BY THE BANKRUPTCY COURT AND JUDGMENT BY DEFAULT MAY BE TAKEN AGAINST YOU FOR THE RELIEF DEMANDED IN THE COMPLAINT.

**United States Bankruptcy Court for the District of Delaware** 

/s/ Una O'Boyle
Clerk of the Bankruptcy Court

Date: December 29, 2022

#### **CERTIFICATE OF SERVICE**

I, Colin R. Robinson, certify that I am, and at all times during the service of process was, not less than 18 years of age and not a party to the matter concerning which service of process was made. I further certify

that the service of this summons and a copy of the complaint and Notice of Dispute Resolution Alternatives was made December 30, 2022 by:  $\boxtimes$ Mail Service: Regular, first class United States mail, postage fully pre-paid and certified mail return receipt, addressed to: SEE ATTACHED SERVICE LIST Personal Service: By leaving the process with defendant or with an officer or agent of defendant at: Residence Service: By leaving the process with the following adult at: Certified Mail Service on an Insured Depository Institution: By sending the process by certified mail addressed to the following officer of the defendant at: Publication: The defendant was served as follows: [Describe briefly] Under penalty of perjury, I declare that the foregoing is true and correct. Dated: December 29, 2022 /s/ Colin R. Robinson Colin R. Robinson (DE Bar No. 5524)

PACHULSKI STANG ZIEHL & JONES LLP

Wilmington, DE 19899-8705 (Courier 19801)

919 North Market Street, 17th Floor

Woodbridge – Service List re US Trustee Fee Complaint Case No. 17-12560 (JKS) Doc. No. 241845 07 – First Class Mail 07 – Certified Mail

### First Class Mail and Certified Mail Return Receipt

Ramona D. Elliott, Esq.
Director of the United States Trustee
Program
Executive Office of the United States
Trustee
441 G. Street, N.W., Suite 6150
Washington, DC 20530

# First Class Mail and Certified Mail Return Receipt

Andrew R. Vara, Esq. United States Trustee for Region 3 Office of the United States Trustee Nix Federal Building 900 Market Street, Room 229 Philadelphia, PA 19107-4228

## First Class Mail and Certified Mail Return Receipt

United States Attorney's Office of the District of Delaware
Attn: Civil Process Clerk
Hercules Building
1313 N. Market Street
Wilmington, DE 19801

### First Class Mail and Certified Mail Return Receipt

The United States Trustee Program
Executive Office for the United States
Trustees
c/o Ramona D. Elliot, Esq.
441 G. Street, N.W., SSuite 6150
Washington, DC 20530

# First Class Mail and Certified Mail Return Receipt

Merrick B. Garland, Esq.
Attorney General of the United States of America
U.S. Department of Justice
950 Pennsylvania Avenue, N.W.
Washington, DC 205330-0001

### First Class Mail and Certified Mail Return Receipt

Timothy J. Fox, Esq.
Trial Attorney
Office of the United States Trustee
U.S. Department of Justice
844 King Street, Suite 2207
Lockbox 35
Wilmington, DE 19801

# First Class Mail and Certified Mail Return Receipt

Joseph J. McMahon, Jr., Esq. Assistant United States Trustee Office of the United States Trustee J. Caleb Boggs Federal Building 844 N. King Street, Suite 2207 Lockbox 35 Wilmington, DE 19801

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Defendants.

#### **NOTICE OF DISPUTE RESOLUTION ALTERNATIVES**

As party to litigation you have a right to adjudication of your matter by a judge of this Court. Settlement of your case, however, can often produce a resolution more quickly than appearing before a judge. Additionally, settlement can also reduce the expense, inconvenience, and uncertainty of litigation.

There are dispute resolution structures, other than litigation, that can lead to resolving your case. Alternative Dispute Resolution (ADR) is offered through a program established by this Court. The use of these services are often productive and effective in settling disputes. The purpose of this Notice is to furnish general information about ADR.

The ADR structures used most often are mediation, early-neutral evaluation, mediation/arbitration and arbitration. In each, the process is presided over by an impartial third party, called the "neutral".

In mediation and early neutral evaluation, an experienced neutral has no power to impose a settlement on you. It fosters an environment where offers can be discussed and exchanged. In the process, together, you and your attorney will be involved in weighing settlement proposals and crafting a settlement. The Court in its Local Rules requires all ADR processes, except threat of a potential criminal action, to be confidential. You will not be prejudiced in the event a settlement is not achieved because the presiding judge will not be advised of the content of any of your settlement discussions.

Mediation/arbitration is a process where you submit to mediation and, if it is unsuccessful, agree that the mediator will act as an arbitrator. At that point, the process is the same as arbitration. You, through your counsel, will present evidence to a neutral, who issues a decision. If the matter in controversy arises in the main bankruptcy case or arises from a subsidiary issue in an adversary proceeding, the arbitration, though voluntary, may be binding. If a party requests *de novo* review of an arbitration award, the judge will rehear the case.

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Your attorney can provide you with additional information about ADR and advise you as to whether and when ADR might be helpful in your case.

Dated: December 29, 2022	/s/ Una O'Boyle
	Clerk of the Court